

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 2558-76
(formerly 978-72)
C# M#

GOBLE, Colin

TC/A.U. 3739

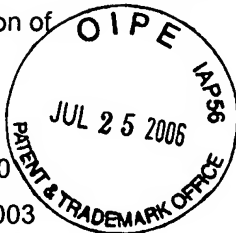
Serial No. 10/642,290

Examiner: Peffley, Michael F.

Filed: August 18, 2003

Date: July 25, 2006

Title: ELECTROSURGICAL SYSTEM



File

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

Total effective claims after amendment 13 minus highest number
previously paid for 20 (at least 20) = 0 x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$ 0.00

Independent claims after amendment 4 minus highest number
previously paid for 4 (at least 3) = 0 x \$200.00 \$0.00 (1201)/\$0.00 (2201) \$ 0.00

If proper multiple dependent claims now added for first time, (ignore improper); add
\$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)
Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Robert A. Molan, Reg. No. 29,834

Signature: Robert A. Molan

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In re Patent Application of

GOBLE, Colin

Serial No. 10/642,290

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For: ELECTROSURGICAL SYSTEM

Atty. Ref.: 2558-76 (formerly 978-72)

Group: 3739

Examiner: Peffley, Michael F.

* * * * *

Commissioner for Patents
P.O. Box 1450
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July 25, 2006

Sir:

RESPONSE

Reconsideration of this application is respectfully requested.

Claims 1-5 and 11-18 are pending in the application. Claims 6-10 have been withdrawn from consideration. No claims pending in the application will be amended by this Response.

In the outstanding Office Action of April 25, 2006, the Examiner rejected, as being unpatentable under 35 U.S.C. §103(a), (1) claims 1, 5, and 18 over U.S. Patent No. 5,400,267 to Denen *et al.* in view of U.S. Patent No. 6,306,131 to Hareyama *et al.*, (2) claims 2 – 4, and 17 over Denen *et al.* in view of Hareyama *et al.*, and further in view of Klett *et al.* (German Patent Application No. 4339049), (3) claims 11 and 14 over Denen *et al.* in view of Hareyama *et al.*, and further in view of U.S. Patent No. 5,269,780 to Roos, and (4) claims 12, 13, 15, and 16 over Denen *et al.* in view of Hareyama *et al.*, and further in view of U.S. Patent No. 6,808,525 to Latterell *et al.* The Examiner's rejections are respectfully traversed.